THE HON'BLE SRI JUSTICE P.S.NARAYANA

WRIT PETITION NO.18942 of 2006

DATED 12.10.2006

Between:
Sajja Bhagavantha Rao … PETITIONER

Versus

The State Election Commissioner, Buddha Bhavan, Secunderabad and five others. … RESPONDENTS

WRIT PETITION NO.18942 of 2006

ORDER:

Heard the learned counsel.

2. The Writ Petition is filed for a Writ of Mandamus declaring the action of the respondents in not ordering for recounting and not taking action basing upon the reports submitted by the 4th respondent is arbitrary, illegal and in violation of the principles of natural justice and direct the respondents 1 to 4 to order for recounting and also to take appropriate action basing upon the report submitted by the 3rd and 4th respondents against the 5th respondent and other officials who are responsible for the said lapse and pass such other suitable orders.

3. Though several factual details had been narrated in the affidavit filed in support of the Writ Petition, this Court need not go into all those factual details for the reason it is stated that the petitioner had already filed Election O.P.1 of 2006 on the file of Election Tribunal-cum-Junior Civil Judge, Ponnur, challenging the election of 6th respondent. It is needless to say that all the grounds raised in the Writ Petition can as well be agitated in the pending Election O.P. referred to supra.

4. In view of the above, the Writ Petition is disposed of directing the Election Tribunal-cum-Junior Civil Judge, Ponnur, to make an endeavour to dispose of Election O.P.No.1 of 2006 at the earliest point

of time preferably within a period of four (04) months from the date of receipt of a copy of this order. Except giving this direction, no further relief can be granted in this Writ Petition. No costs.

12.10.2006

SSR